

AC

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

WALTER WELLS,)
)
Plaintiff,)
)
vs.) **No. 04 C 56**
)
CITY OF CHICAGO and DANIEL)
FERNANDEZ,)
)
Defendants.)

MEMORANDUM OPINION AND ORDER

We earlier dismissed some claims but refused to dismiss one because we could not conclude, solely from the pleadings, that the house was demolished pursuant to a demolition order entered by the state court. Defendant Fernandez now moves for summary judgment and that motion is granted.

The submissions make it abundantly clear that the dispute had a long and tangled history in state court. Ultimately, the state court concluded that plaintiff had not established an ownership interest and that the property should be demolished. Plaintiff contends the state court was wrong about the ownership interest and about the need for demolition. But he did not appeal and the Rooker-Feldman doctrine precludes him from overturning that decision in federal court. Fredericksen v. L. A. Demolition, Inc., 54 Fed.App. 858 (8th Cir. 2002); Talano v. City of Lockport, 6 Fed.App. 450 (7th Cir. 2001).

We thank appointed counsel for his dedicated service.



JAMES B. MORAN
Senior Judge, U. S. District Court

Dec. 15, 2005.